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File #: 205510

January 9, 2026

***VIA ELECTRONIC FILING***

Matthew L. Homsher, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
P.O. Box  
Harrisburg, PA 17105-3265

**Re: Petition of PPL Electric Utilities Corporation for Approval of its Second Distribution  
Energy Resources Management Plan  
Docket No. P-2024-3049223**

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Dear Secretary Homsher:

Enclosed for filing is PPL Electric Utilities Corporation's Answer to the Joint Solar Parties' Motion to Strike filed on January 5, 2026, in the above-referenced proceeding. Copies are being provided as indicated on the Certificate of Service.

Respectfully submitted,



Devin Ryan  
Principal

DTR/sa  
Enclosures

cc: The Honorable John M. Coogan (*via email; w/attachment*)  
Office of Special of Assistants (*via email; w/attachment*)  
Certificate of Service

**CERTIFICATE OF SERVICE**

**(Docket No. P-2024-3049223)**

I hereby certify that a true and correct copy of this filing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

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Date: January 9, 2026

  
Devin T. Ryan

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PPL Electric Utilities Corporation :  
for Approval of its Second Distributed Energy : Docket No. P-2024-3049223  
Resources Management Plan :

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**ANSWER OF PPL ELECTRIC UTILITIES CORPORATION TO  
THE JOINT SOLAR PARTIES’ MOTION TO STRIKE**

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Pursuant to Section 5.61 of the Pennsylvania Public Utility Commission’s (“Commission”) regulations, 52 Pa. Code § 5.61, PPL Electric Utilities Corporation (“PPL Electric” or the “Company”) hereby files this Answer to the “Motion to Strike the General Tariff Filed by PPL Electric Utilities Corporation on January 2, 2026” (“Motion to Strike”), which was filed by Tesla, Inc. (“Tesla”), Sun Directed, American Home Contractors (“AHC”), SolarEdge Technologies, Inc. (“SolarEdge”), Trinity Solar, LLC (“Trinity Solar”), Enphase Electric, Inc. (“Enphase”), and the Solar Energy Industries Association (“SEIA”) (collectively, “Joint Solar Parties” or “JSPs”) on January 5, 2026. As explained herein, the Joint Solar Parties’ Motion to Strike is without merit and should be denied.

Consistent with the Second DER Management Plan Petition approved by the Commission, on January 2, 2026, PPL Electric filed its Rule 12 compliance tariff supplement, Supplement No. 411 to become effective on one day’s notice. The timing of this filing conformed with Commission’s Opinion and Order entered December 3, 2025 (“Final Order”), in the above-

captioned proceeding, as well as the Pilot Program Extension Order entered at the First DER Management Plan docket.<sup>1</sup>

The Joint Solar Parties' Motion to Strike is based on the incorrect assumption that the Commission's Tolling Order entered December 24, 2025, stayed the Final Order. However, the Commission did not and could not have lawfully granted a stay or supersedeas through its Tolling Order, because it contains no analysis of the *Process Gas*<sup>2</sup> standards with supporting findings of fact and conclusions of law. The Joint Solar Parties also claim that the Company's filing letter "improperly contains legal argument." The Joint Solar Parties' arguments in support of this claim mischaracterize the contents of the filing letter and the Commission's regulations. Contrary to the Joint Solar Parties' representations, the filing letter merely provides context for the filing and does not raise new arguments or requests for relief. Moreover, the Joint Solar Parties' reliance on portions of the Commission's regulations governing the content of net metering tariffs and the form and content of briefs is misplaced, as those provisions do not limit the form or content of the filing letters submitted with compliance tariffs.

For these reasons, and as explained in more detail herein, the Joint Solar Parties' Motion to Strike should be denied.

## **I. INTRODUCTION AND BACKGROUND**

1. PPL Electric is a public utility that provides electric distribution and provider of last resort services in Pennsylvania subject to the regulatory jurisdiction of the Commission. PPL Electric furnishes electric distribution, transmission, and provider of last resort electric supply services to approximately 1.5 million customers throughout its certificated service territory, which

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<sup>1</sup> See *Petition of PPL Elec. Utils. Corp. for Approval of Tariff Modifications and Waivers of Regulations Necessary to Implement its Distributed Energy Res. Mgmt. Plan*, Docket No. P-2019-3010128 (Order entered Sept. 12, 2024).

<sup>2</sup> See *Pa. PUC v. Process Gas Consumers Grp.*, 467 A.2d 805 (1983) ("*Process Gas*").

includes all or portions of 29 counties and encompasses approximately 10,000 square miles in eastern and central Pennsylvania.

2. On May 20, 2024, PPL Electric filed a Petition requesting the Commission's approval of tariff modifications and other authorizations that are needed to implement PPL Electric's Second DER Management Plan, pursuant to Paragraph 62 of the Joint Petition for Settlement of All Issues approved by the Commission at Docket No. P-2019-3010128.

3. The Joint Solar Parties, the OCA, the Office of Small Business Advocate ("OSBA"), the PP&L Industrial Customer Alliance ("PPLICA"), and the Sustainable Energy Fund of Central Eastern Pennsylvania ("SEF") participated in the proceeding. The parties conducted discovery and submitted several rounds of testimony.

4. On August 12, 2024, PPL Electric, OCA, OSBA, SEF, and JSPs filed a Joint Petition for an Extension of PPL Electric's DER Management Pilot Program Period at Docket No. P-2019-3010128, the docket for the Company's First DER Management Plan. The Joint Petition requested an extension of the Company's currently effective Pilot Program period until 30 days after the Commission's Final Order is entered in the instant proceeding.

5. On September 12, 2024, the Commission granted the Joint Petition filed at Docket No. P-2019-3010128 and extended the Pilot Program period as requested ("Pilot Program Extension Order").

6. Hearings were held on February 11 and 12, 2025. Several parties conducted cross-examination. In addition, the parties' testimony and exhibits were admitted into the record.

7. Following the hearing, parties submitted Main Briefs on March 25, 2025, and Reply Briefs on April 15, 2025.

8. On June 30, 2025, the Commission issued Administrative Law Judge John M. Coogan's ("ALJ") Recommended Decision ("RD"), in which he recommended that the Commission deny the Company's Second DER Management Petition.

9. PPL Electric and the JSPs filed Exceptions to the RD on July 15, 2025. PPL Electric, the JSPs, OCA, and OSBA filed Replies to Exceptions on July 22, 2025.

10. On December 3, 2025, the Commission issued its Final Order, which granted the Company's Second DER Management Petition subject to two minor modifications: (1) within 12 months of the Final Order's entry date, the Company shall file a DER Orchestration Plan with the Commission and provide an evaluation of three different flexible interconnection approaches; and (2) within 12 months of the Final Order's entry date, PPL Electric shall conduct an RFP from third-party aggregators and original equipment manufacturers.

11. On December 18, 2025, the OCA filed the OCA Petition, and the JSPs filed the JSP Petition.

12. On December 24, 2025, the Commission issued its Tolling Order, which tolled the 30-day time period for filing a petition for review with the Commonwealth Court by granting the JSP Petition and the OCA Petition pending further review and consideration of the merits within the meaning of Pa. R.A.P. 1701(b)(3).

13. On December 26, 2025, PPL Electric filed an Emergency Petition for Clarification requesting that the Commission issue an Order affirmatively declaring that the Tolling Order did not grant any stay or supersedeas of the Final Order.

14. On December 29, 2025, the Joint Solar Parties and the OCA filed Answers to the Company's Emergency Petition.

15. Also on December 29, 2025, PPL Electric filed its Answer to the JSP Petition and the OCA Petition.

16. On December 30, 2025, the JSPs filed an unauthorized “Reply” to PPL Electric’s Answer to the JSP Petition.

17. On January 2, 2025, PPL Electric filed a Motion to Strike the JSPs’ unauthorized Reply to PPL Electric’s Answer to the JSP Petition.

18. Also on January 2, 2025, PPL Electric filed its compliance tariff supplement, Supplement No. 411, in accordance with the Final Order.

19. On January 5, 2025, the JSPs filed their Motion to Strike the Company’s compliance tariff filing as well as their Answer to PPL Electric’s Motion to Strike their Reply to PPL Electric’s Answer to the JSP Petition.

## **II. ANSWER TO MOTION TO STRIKE**

20. The Commission should deny the Joint Solar Parties’ Motion to Strike PPL Electric’s compliance tariff filing.

21. The Joint Solar Parties incorrectly argue that PPL Electric’s compliance tariff filing should be stricken because: (1) the Commission’s Tolling Order stayed the Final Order and implementation of the Second DER Management Plan; and (2) the filing letter “improperly contains legal argument.” (*See* JSP Motion to Strike, pp. 4-6.)

22. First, the Commission expressly states in its Tolling Order that “[g]ranting reconsideration pending review of, and consideration on, the merits of the Petitions in order to preserve Commission jurisdiction and toll the thirty-day time period for filing a petition for appellate review does not automatically stay the Commission’s underlying Opinion and Order.” (Tolling Order, p. 2.)

23. The Commission’s Tolling Order did not and could not have lawfully granted a stay or supersedeas through its Tolling Order, because it contains no analysis of the *Process Gas* standards with supporting findings of fact and conclusions of law. *See Process Gas*, 467 A.2d at 808-09; *see also* PPL Electric’s Answer to the JSP Petition, p. 5.

24. Utilities commonly submit compliance tariff filings in accordance with final Commission orders while petitions for relief from the final order remain pending at the docket. *See, e.g., Pa. PUC v. Columbia Gas of Pa., Inc.*, Docket Nos. R-2025-3053499, *et al.* (Secretarial Letter dated Dec. 29, 2025) (approving compliance tariff filing while two petitions for reconsideration remain pending at the docket).

25. Absent consideration of the JSPs’ request for a stay or supersedeas on the merits, the Commission’s Final Order remains in effect, and the Company properly submitted its compliance tariff filing on January 2, 2026.

26. Second, the Joint Solar Parties’ arguments that the Company’s filing letter “improperly contains legal argument” have no merit. (*See* JSP Motion to Strike, pp. 4-5.)

27. The Company’s filing letter simply provides an explanation for why the Company filed the Rule 12 compliance tariff supplement, including the status of the Company’s pending Emergency Petition for Clarification and the reasoning contained therein. The Company took this approach to avoid confusion because the Commission has not yet ruled on the Emergency Petition for Clarification, which remains pending as of the filing of this Answer.

28. Additionally, the Joint Solar Parties’ reliance on Section 75.13 of the Commission’s regulations for support that the filing letter “improperly contains legal argument” is unfounded. (*See* JSP Motion to Strike, p. 5.) Section 75.13 concerns the substantive requirements for net

metering tariffs and contains no provisions limiting the form or content of a filing letter accompanying a compliance tariff supplement. *See* 52. Pa. Code § 75.13.

29. Likewise, the Joint Solar Parties' arguments relying on Sections 5.501 and 5.502 of the Commission's regulations fail. (*See* JSP Motion to Strike, pp. 5-6.) These provisions concern the form and content of briefs and the filing and service of briefs. *See* 52 Pa. Code §§ 5.501, 5.502. Nothing in those regulations govern or relate to the form or content of filing letters accompanying compliance tariff filings.

30. Lastly, the Joint Solar Parties' suggestion that the Company's filing letter violated the Joint Solar Parties' or the other parties' due process concerns is unsupported. (*See* JSP Motion to Strike, pp. 5-6.) The filing letter summarizes the relevant procedural history and contents of the Company's Emergency Petition for Clarification to provide context for the compliance tariff filing. The filing letter contains no independent requests for relief, nor any new issues or arguments that the Company had not previously raised. Importantly, all parties had notice of and an opportunity to reply to the Company's Emergency Petition for Clarification, and the Joint Solar Parties and OCA each filed Answers to the Emergency Petition on December 29, 2025. Therefore, all parties have received notice and an opportunity to respond to the Company's arguments and, thus, were afforded due process. *See Hess v. Pa. PUC*, 107 A.3d 246, 266 (Pa. Cmwlth. 2014) (citing *Davidson Unemployment Compensation Case*, 189 Pa. Super. 543, 151 A.2d 870 (Pa. Super. 1959); *Shenandoah Suburban Bus Lines, Inc.*, 158 Pa. Super. 638, 46 A.2d 26 (Pa. Super. 1946)) (stating that "[a]mong the requirements of due process are notice and an opportunity to be heard on the issues, to be apprised of the evidence submitted, to cross-examine witnesses, to inspect documents, and to offer evidence in explanation or rebuttal.").

31. For these reasons, the Joint Solar Parties' Motion to Strike has no merit and should be denied.

### **III. CONCLUSION**

WHEREFORE, PPL Electric Utilities Corporation respectfully requests that the Pennsylvania Public Utility Commission deny the Joint Solar Parties' Motion to Strike the General Tariff filed by PPL Electric Utilities Corporation on January 2, 2026.

Respectfully submitted,



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Dated: January 9, 2026

*Attorneys for PPL Electric Utilities Corp.*

**VERIFICATION**

I, SALIM SALET, being the Vice President of Transmission, Distribution & Substation Engineering & Construction at PPL Services Corporation, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect PPL Electric Utilities Corporation to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

01/09/2026  
Date: \_\_\_\_\_

  
Salim Salet (Jan 9, 2026 16:02:42 EST)  
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Salim Salet